HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 5096 of 2005

PETITIONER : Sumend Kumar Tiwari, age 34 years S/o Shri C.N.Tiwari, Assistant Grade-3, Government Ayurved Pharmacy, Raipur (C.G.)

VERSUS

RESPONDENTS : (1) State of Chhattisgarh, through: Secretary, Public Health, Family Welfare and Medical Education Department, Mantralaya, D.K.S. Bhawan, Raipur (C.G.)

(2) Director, Bhartiya Chikitsa Padhhati Evam Homeopathy, Raipur (C.G.)

Present: Shri Rakesh Anthony, Advocate for the petitioner.
Shri Sushil Dubey, Government Advocate for the State/respondents.

ORDER

(Passed on 9th April, 2007)

1. The petitioner has filed this petition challenging the transfer order dated 21.08.2002 By virtue of the interim stay granted by the Madhya Pradesh Administrative Tribunal at Raipur, the petitioner is continuing at the original place of posting.

2. Be that as it may, with the passage of time this petition has become infructuous as period of transfer is not applicable forever. At this point of time, there is no question to examine the validity of the transfer order. However, the respondents are at liberty to pass appropriate orders keeping in view the public interest and administrative exigency, without insisting on compliance of the impugned transfer order.

3. In view of the above, this petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit